

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ralph Wirth, et al.

Art Unit : 2813

Serial No.: 10/089,017

Examiner: Jennifer M. Dolan

Filed

: March 25, 2002

Title

: SURFACE STRUCTURED LIGHT-EMITTING DIODE WITH IMPROVED

**CURRENT COUPLING** 

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

### REVOCATION AND NEW POWER OF ATTORNEY

Please see attached Revocation and New Power of Attorney which was duly executed by Osram GmbH on November 30, 2004. Please note that the above-referenced application is listed on Appendix 1, page 2, third paragraph.

Please apply any additional charges or credits to our Deposit Account No. 06-1050, referencing Attorney Docket No. 12406-022US1.

Respectfully submitted,

212/05

Marc M. Wefers\* for David L. Feigenbaum

Reg. No. 30,378

Fish & Richardson P.C. 225 Franklin Street Boston, MA 02110-2804

Telephone: (617) 542-5070 Facsimile: (617) 542-8906

\*See attached document certifying that Marc M. Wefers has limited recognition to practice before the U.S. Patent and Trademark Office under 37 C.F.R. § 11.9(b).

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CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date of Deposit

Signature

Typed or Printed Name of Person Signing Certificate



### REVOCATION AND NEW POWER OF ATTORNEY

Under 37 CFR §3.73(b), OSRAM GmbH, a German corporation with headquarters located at Hellabrunner Strasse 1, 81536, Munich, Germany, certifies that it is the assignee of 100% of the right, title and interest in the patent applications listed in Appendix 1. The chain of title from the inventor(s) to OSRAM GmbH for each U.S. patent application listed in Appendix 1 is also set forth in that Appendix 1, referencing documents recorded in the United States Patent and Trademark Office or documents attached hereto as Appendices 2 and 3.

The undersigned has reviewed all the documents in the chain of title of the patent applications identified in Appendix 1, and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned, whose title is supplied below, is empowered to act on behalf of the assignee.

The undersigned, acting on behalf of the assignee, hereby revokes all powers of attorney previously granted in the application and appoints:

ALAN D. SMITH Registration No. 32,005

DAVID L. FEIGENBAUM Registration No. 30,378

TIMOTHY A. FRENCH Registration No. 30,175

JOHN F. HAYDEN Registration No. 37,640

FRANK R. OCCHIUTI Registration No. 35,306

CHRIS C. BOWLEY Registration No. 55,016

with full power of substitution and revocation, to prosecute the application and to transact all business in the United States Patent and Trademark Office connected therewith.

All correspondence regarding the application should be sent to:

PTO Customer Number: 26161

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Signature:	Vy 1 x raw	/ Gum
	Dr. Seeberg	Pokorny
Title:	Executive Vice President	Vice Presiden
Date:	November 30. 2004	

Assignee: OSRAM GmbH

MZW/czc

Fish & Richardson P.C. 225 Franklin Street Boston, MA 02110-2804 Telephone: (617) 542-5070 Facsimile: (617) 542-8906

#### **APPENDIX 1 -**

## LISTING APPLICATIONS FOR REVOCATION AND NEW POWER OF ATTORNEY AND SHOWING CHAIN OF TITLE TO OSRAM GMBH (3 pages)

First Named **OSRAM Reference** F&R Reference Inventor/Applicant Serial No. 12/28/1998 Ulrike Reeh 1996P1650 US N 12406-003001 Assignment from Inventors to Assignee, SIEMENS AKTIENGESELLSCHAF recorded 12/14/2000 at Reel/Frame 011366/0223 Assignment from SIEMENS AKTIENGESELLSCHAFT to OSRAM OPTO SEMICONDUCTORS, GMBH & CO. OHG, recorded 12/7/2000 at Reel/Frame 011356/0397 Conversion from OSRAM OPTO SEMICONDUCTORS GMBH & CO. OHG to OSRAM OPTO SEMICONDUCTORS GMBH confirmed March 12, 2002 (See Appendix 2, which includes a certified English translation) iv. Confirmatory Assignment from OSRAM OPTO SEMICONDUCTORS GMBH to OSRAM GMBH executed November 22, 2004 (See Appendix 3) 12/6/2000 1997P2507 US 04 Klaus Hohn 12406-005002 09/731,406 Assignment from Inventors to Assignee, SIEMENS AKTIENGESELLSCHAFT recorded April 4, 2000, at Reel/Frame 010723/0988 Assignment from SIEMENS AKTIENGESELLSCHAFT to OSRAM OPTO SEMICONDUCTORS, GMBH & CO. OHG Recorded 12/7/2000 at Reel/Frame 011356/0397 Conversion from OSRAM OPTO SEMICONDUCTORS GMBH & CO. OHG to OSRAM OPTO SEMICONDUCTORS GMBH confirmed March 12, 2002 (See Appendix 2, which includes a certified English translation) Confirmatory Assignment from OSRAM OPTO SEMICONDUCTORS GMBH to OSRAM GMBH executed November 22, 2004 (See Appendix 3) 7/10/2003 12406-006003 1997P2507 US 07 Klaus Hohn 10/616,783 Assignment from Inventors to Assignee, SIEMENS AKTIENGESELLSCHAFT recorded April 4, 2000, at Reel/Frame 010723/0988 Assignment from SIEMENS AKTIENGESELLSCHAFT to OSRAM OPTO SEMICONDUCTORS, GMBH & CO. OHG Recorded 12/7/2000 at Reel/Frame 011356/0397 Conversion from OSRAM OPTO SEMICONDUCTORS GMBH & CO. OHG to OSRAM OPTO SEMICONDUCTORS GMBH confirmed March 12, 2002 (See Appendix 2, which includes a certified English translation) iv. Confirmatory Assignment from OSRAM OPTO SEMICONDUCTORS GMBH to OSRAM GMBH executed November 22, 2004 (See Appendix 3) 7/21/2003 P19972507 US 06 Klaus Hohn 12406-007002 10/623,819 Assignment from Inventors to Assignee, SIEMENS AKTIENGESELLSCHAFT recorded April 4, 2000, at Reel/Frame 010723/0988 Assignment from SIEMENS AKTIENGESELLSCHAFT to OSRAM OPTO SEMICONDUCTORS, GMBH & CO. OHG Recorded 07/09/2001 at Reel/Frame 011961/0157 Conversion from OSRAM OPTO SEMICONDUCTORS GMBH & CO. OHG to OSRAM OPTO SEMICONDUCTORS GMBH confirmed March 12, 2002 (See Appendix 2, which includes a certified English translation) iv. Confirmatory Assignment from OSRAM OPTO SEMICONDUCTORS GMBH to OSRAM GMBH executed November 22, 2004 (See Appendix 3) 3/8/2001 1998 P 2530 US N Bruno Acklin 12406-011001 09/786,699 Assignment from Inventors to Assignee, OSRAM OPTO SEMICONDUCTORS GMBH & CO. OHG Recorded 08/22/2001 at Reel/Frame 012094/0770 Change from OSRAM OPTO SEMICONDUCTORS GMBH & CO. OHG to OSRAM OPTO SEMICONDUCTORS GMBH Recorded 03/22/2004 at Reel/Frame 014446/0347

iii. Confirmatory Assignment from OSRAM OPTO SEMICONDUCTORS GMBH to OSRAM GMBH executed November 22, 2004 (See Appendix 3)

12406-017001

1999 P2843 US N

Klaus Hohn

4/20/2001 09/830,038

i. Assignment from Inventors to Assignee, OSRAM OPTO SEMICONDUCTORS GMBH & CO. OHG Recorded 07/23/2001 at Reel/Frame 012004/0570

ii. Conversion from OSRAM OPTO SEMICONDUCTORS GMBH & CO. OHG to OSRAM OPTO SEMICONDUCTORS GMBH

confirmed March 12, 2002 (See Appendix 2, which includes a certified English translation)
iii. Confirmatory Assignment from OSRAM OPTO SEMICONDUCTORS GMBH to OSRAM GMBH executed November 22, 2004 (See Appendix 3)

12406-020001

P2001,0799 US N/MH

JOERG BLAESSING

1/22/2002 10/055,142

Assignment from Inventors to Assignee, OSRAM OPTO SEMICONDUCTORS GMBH & CO. OHG Recorded 05/06/2002 at Reel/Frame 012877/0876

Conversion from OSRAM OPTO SEMICONDUCTORS GMBH & CO. OHG to OSRAM OPTO SEMICONDUCTORS GMBH

confirmed March 12, 2002 (See Appendix 2, which includes a certified English translation) Confirmatory Assignment from OSRAM OPTO SEMICONDUCTORS GMBH to OSRAM GMBH executed November 22, 2004 (See Appendix 3)

12406-021001

P1999,0003USN

**VOLKER HARLE** 

8/13/2001 09/913,394

Assignment from Inventors to Assignee, OSRAM OPTO SEMICONDUCTORS GMBH & CO. OHG

Recorded 02/22/2002 at Reel/Frame 012630/0015

Conversion from OSRAM OPTO SEMICONDUCTORS GMBH & CO. OHG to OSRAM OPTO SEMICONDUCTORS GMBH

confirmed March 12, 2002 (See Appendix 2, which includes a certified English translation)
iii. Confirmatory Assignment from OSRAM OPTO SEMICONDUCTORS GMBH to OSRAM GMBH executed November 22, 2004 (See Appendix 3)

12406-022US1

1999P4773USN

**RALPH WIRTH** 

3/25/2002

10/089,017

Assignment from Inventors to Assignee, OSRAM OPTO SEMICONDUCTORS GMBH & CO. OHG

Recorded 07/23/2002 at Reel/Frame 013109/0370

Conversion from OSRAM OPTO SEMICONDUCTORS GMBH & CO. OHG to OSRAM OPTO SEMICONDUCTORS GMBH confirmed March 12, 2002 (See Appendix 2, which includes a certified English translation)

Confirmatory Assignment from OSRAM OPTO SEMICONDUCTORS GMBH to OSRAM GMBH executed November 22, 2004 (See Appendix 3)

12406-024001

P2002,0356 US N

**BERT BRAUNE** 

5/5/2003

10/429.916

Assignment from Inventors to Assignee, OSRAM OPTO SEMICONDUCTORS GMBH Recorded 08/07/2003 at Reel/Frame 014353/0952

Confirmatory Assignment from OSRAM OPTO SEMICONDUCTORS GMBH to OSRAM GMBH executed November 22, 2004 (See Appendix 3)

12406-028US1

P2000,0014 US N2

Dominik Eisert

8/12/2002

10/203.728

Assignment from Inventors to Assignee, OSRAM OPTO SEMICONDUCTORS GMBH Recorded 12/09/2002 at Reel/Frame 013561/0399

Confirmatory Assignment from OSRAM OPTO SEMICONDUCTORS GMBH to OSRAM GMBH executed November 22, 2004 (See Appendix 3)

12406-030US1 P2000,0032 US N

Georg Bogner

8/22/2002

10/204,576

Assignment from Inventors to Assignee, OSRAM OPTO SEMICONDUCTORS GMBH Recorded 12/02/2002 at Reel/Frame 013543/0571

Confirmatory Assignment from OSRAM OPTO SEMICONDUCTORS GMBH to OSRAM GMBH executed November 22, 2004 (See Appendix 3)

12406-032US1

P2000,0027 US N

ALFRED LELL

8/21/2002

10/204.500

Assignment from Inventors to Assignee, OSRAM OPTO SEMICONDUCTORS GMBH Recorded 11/18/2002 at Reel/Frame 013491/0552

Confirmatory Assignment from OSRAM OPTO SEMICONDUCTORS GMBH to OSRAM GMBH executed November 22, 2004 (See Appendix 3)

12406-035US1

P2000,0068 US N1

STEFAN BADER

9/19/2002

10/239 106

Assignment from Inventors to Assignee, OSRAM OPTO SEMICONDUCTORS GMBH Recorded 01/14/2003 at Reel/Frame 013656/0059

Confirmatory Assignment from OSRAM OPTO SEMICONDUCTORS GMBH to OSRAM GMBH executed November 22, 2004 (See Appendix 3)

12406-036US1

P2001.0050 US E-1

Hartmut Frob

8/22/2002 10/204,585

i. Assignment from Inventors to Assignee, OSRAM OPTO SEMICONDUCTORS GMBH Recorded 12/02/2002 at Reel/Frame 013543/0875

Confirmatory Assignment from OSRAM OPTO SEMICONDUCTORS GMBH to OSRAM GMBH executed November 22, 2004 (See Appendix 3)

12406-039US1

P2000,0068 US N2

STEFAN BADER

10/22/2002 10/258,340

 Assignment from Inventors to Assignee, OSRAM OPTO SEMICONDUCTORS GMBH Recorded 06/12/2003 at Reel/Frame 014159/0245; 08/11/2004 at Reel/Frame 015022/0378; and 06/12/2003 at Reel/Frame 014159-0252

Confirmatory Assignment from OSRAM OPTO SEMICONDUCTORS GMBH to OSRAM GMBH executed November 22, 2004 (See Appendix 3)

12406-040US1

P2000.0062

**GEORG Bogner** 

10/18/2002 10/258,154

Assignment from Inventors to Assignee, OSRAM OPTO SEMICONDUCTORS GMBH Recorded 08/13/2003 at Reel/Frame 014374/0662

Confirmatory Assignment from OSRAM OPTO SEMICONDUCTORS GMBH to OSRAM GMBH executed November 22, 2004 (See Appendix 3)

12406-041US1

P2000,0092 US N

HERBERT BRUNNER

11/25/2002 10/296,405

Assignment from Inventors to Assignee, OSRAM OPTO SEMICONDUCTORS GMBH

Recorded 03/04/2003 at Reel/Frame 013802/0885

Confirmatory Assignment from OSRAM OPTO SEMICONDUCTORS GMBH to OSRAM GMBH executed November 22, 2004 (See Appendix 3)

12406-042US1

P2000,0082 US N (RS/FK) Klaus Hohn

11/8/2002

10/275,786

Assignment from Inventors to Assignee, OSRAM OPTO SEMICONDUCTORS GMBH Recorded 01/21/2003 at Reel/Frame 013673/0600

Confirmatory Assignment from OSRAM OPTO SEMICONDUCTORS GMBH to OSRAM GMBH executed November 22, 2004 (See Appendix 3)

12406-044US1

P2000,0090 US N (RS/BDS) Johannes Baur

11/22/2002

10/296,195

Assignment from Inventors to Assignee, OSRAM OPTO SEMICONDUCTORS GMBH Recorded 03/04/2003 at Reel/Frame 013799/0727

Confirmatory Assignment from OSRAM OPTO SEMICONDUCTORS GMBH to OSRAM GMBH executed November 22, 2004 (See Appendix 3)

12406-045US1

P2000,0100 US N

**BERTHOLD HAHN** 

11/25/2002

10/296.596

Assignment from Inventors to Assignee, OSRAM OPTO SEMICONDUCTORS GMBH Recorded 02/12/2003 at Reel/Frame 013748/0200

Confirmatory Assignment from OSRAM OPTO SEMICONDUCTORS GMBH to OSRAM GMBH executed November 22, 2004 (See Appendix 3)

12406-047US1

P2000,0158 US N

Johannes Baur

2/3/2003

10/343,851

Assignment from Inventors to Assignee, OSRAM OPTO SEMICONDUCTORS GMBH Recorded 09/11/2003 at Reel/Frame 013965/0207

Confirmatory Assignment from OSRAM OPTO SEMICONDUCTORS GMBH to OSRAM GMBH executed November 22, 2004 (See Appendix 3)

12406-064001

1995P2026 US N1

Klinger Hashuber

6/17/2002 10/173.055

Assignment of Assignors Interest to Assignee, SIEMENS AKTIENGESELLSCHAFT, recorded 01/28/2004 at Reel/Frame 014287/0960

Assignment of SIEMENS AKTIENGESELLSCHAFT to OSRAM OPTO SEMICONDUCTORS GMBH recorded 02/04/2004 at Reel/Frame 014307/0271

Confirmatory Assignment from OSRAM OPTO SEMICONDUCTORS GMBH to OSRAM GMBH executed November 22, 2004 (See Appendix 3)

12406-074002

1998P1998 US N1

**Gunter Waitl** 

7/9/2003 10/616,070

i. Assignment from Inventors to Assignee, OSRAM OPTO SEMICONDUCTORS GMBH & CO Recorded 07/09/2003 at Reel/Frame 014269/0811

Conversion from OSRAM OPTO SEMICONDUCTORS GMBH & CO. OHG to OSRAM OPTO SEMICONDUCTORS GMBH

confirmed March 12, 2002 (See Appendix 2, which includes a certified English translation)
iii. Confirmatory Assignment from OSRAM OPTO SEMICONDUCTORS GMBH to OSRAM GMBH executed November 22, 2004 (See Appendix 3)

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		Legal Conditions	9		Limited Liability Company The company was created by the corporate restructuring The company was created by the corporate restructuring of the OSRAM Opto Semiconductors GmbH & Co. oHG of the OSRAM Opto Semiconductors GmbH & Co. oHG in Regensburg according to the restructuring order of september 26, 2001 in which also the articles of association were approved. If only one member of the board of directors is appointed, the alone represents the company. If several members of the board of directors are appointed, the company is trepresented by two members of the board of directors and together or by one members of the board of directors and		The shareholders meeting on September 26, 2001 has decided to increase the capital stock by 430,000.00 BURO to 5,000,000.00 BURO and has changed the articles of association in section 5 (Capital Stock) accordingly.	
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	6 5 4	Principal or Capital Stock	Θ.	3	4.570.000.00 EURO	·.	5,000,000.00 EURO	
District	Regensburg 9 8 7 - Registration	a) Company's Name b) Headquarters c) Purpose of the Organization		2	a) OSRAM Opto Semiconductors Gesellschaft mit beschrinkter Haftung [Limited Liability Company] b) Regensburg c) Development, manufacture and sales of	electronic semiconductors		

pt with the affrmed.	Regensburg, March 12, 02 Office of the District Court in Regensburg	District Court Regensburg	
The compliance of the excerpt with the contents of the register is confirmed.	March 12, 02 District Court		
The complia-	Regensburg Office of the	Region at . Hard Senior Clerk	
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### TRANSLATOR'S CERTIFICATE

I, Eva Maria King, do hereby certify that I am fluent in the German and English languages. I prepared the translation into English of an excerpt of a register from the Regensburg District Court. It is true and accurate to the best of my ability.

2 February 2004

Eva Maria King

### CONFIRMATORY ASSIGNMENT

The Effective Date of this Assignment is September 30, 2003.

WHEREAS, Osram Opto Semiconductors GmbH, a German corporation with headquarters located at Wernerwerkstrasse 2, 93049 Regensburg, Germany (hereinafter "ASSIGNOR"), was the owner of the entire right, title, and interest in each patent application listed in Appendix A (the "PATENT APPLICATIONS");

WHEREAS, OSRAM GmBH, a German corporation with headquarters located at Hellabrunner Strasse 1, 81536, Munich, Germany, (hereinafter "ASSIGNEE"), was desirous of acquiring the entire right, title and interest in and to the PATENT APPLICATIONS, including any and all Letters Patent of the United States that may be obtained therefor;

NOW, THEREFORE, be it known that, pursuant to the terms of a contract entered into between ASSIGNOR and ASSIGNEE on September 30, 2003, for good and valuable consideration recited therein and paid by ASSIGNEE to ASSIGNOR, the receipt of which is hereby acknowledged, ASSIGNOR has sold, assigned and transferred, and by these presents does hereby confirm that, as of the Effective date, ASSIGNOR did sell, assign and transfer unto ASSIGNEE, its legal representatives, successors and assigns, its entire right, title and interest in and to the PATENT APPLICATIONS, the same interest to be held by ASSIGNEE, its legal representatives, successors and assigns, to the full end of the term for which Letters Patent may be granted or may be reissued or extended, as fully and entirely as the same would have been held by ASSIGNOR had this assignment and sale not been made.

AND, ASSIGNOR hereby confirms its agreement that the change in ownership may be recorded in the official records of the United States Patent and Trademark Office.

The undersigned is authorized to act on behalf of ASSIGNOR.

This document contains 2 pages and a 2-page Appendix A.

Osram Opto Semiconduc	ctors GmbH		
By: R. WITGON Title: CFO	CREENTE	24. W.C Date	<u>.</u>
Witness Name: Witness Signature:	I SWESTEN		· ·
Witness Name:	Ch. Syller		
Accepted for OSRAM  By: Or. Seebery  Title:	GmBH Pokorny	Nov. 27, Date	2004
Executive Vice Eresident	Vice President		· . ·

# APPENDIX A LISTING APPLICATIONS FOR CONFIRMATORY ASSIGNMENT BETWEEN OSRAM OPTO SEMICONDUCTORS GMBH AND OSRAM GMBH (2 pages)

F&R Reference	00,04111 11010101100	First Named Inventor/Applicant	Filed Serial No.
12406-003001	1996P1650 US N	Ulrike Reeh	12/28/1998 09/221,789
12406-005002	1997P2507 US 04	Klaus Hohn	12/6/2000 09/731,406
12406-006003	1997P2507 US 07	Klaus Hohn	7/10/2003 10/616,783
12406-007002	P19972507 US 06	Klaus Hohn	7/21/2003 10/623,819
12406-008001	P1999.0014 WO US	Alexandra Debray	2/28/2001 09/786,086
12406-011001	1998 P 2530 US N	Bruno Acklin	3/8/2001 09/786,699
12406-017001	1999 P2843 US N	Klaus Hohn	4/20/2001 09/830,038
12406-020001	P2001,0799 US N/MH	JOERG BLAESSING	1/22/2002 10/055,142
12406-021001	P1999,0003USN	VOLKER HARLE	8/13/2001 09/913,394
12406-022US1	1999P4773USN	RALPH WIRTH	3/25/2002 10/089,017
12406-024001	P2002,0356 US N	BERT BRAUNE	5/5/2003 10/429,916
12406-028US1	P2000,0014 US N2	Dominik Eisert	8/12/2002 10/203,728
12406-030US1	P2000,0032 US N	Georg Bogner	8/22/2002 10/204,576
12406-032US1	P2000,0027 US N	ALFRED LELL	8/21/2002 10/204,500
12406-035US1	P2000,0068 US N1	STEFAN BADER	9/19/2002 10/239,106
12406-036US1	P2001,0050 US E-1	Hartmut Frob	8/22/2002 10/204,585
12406-039US1	P2000,0068 US N2	STEFAN BADER	10/22/2002 10/258,340
12406-040US1	P2000,0062	GEORG Bogner	10/18/2002 10/258,154
12406-041US1	P2000,0092 US N	HERBERT BRUNNER	11/25/2002 10/296,405
12406-042US	1 P2000,0082 US N (RS/F	K) Klaus Hohn	11/8/2002 10/275,786

12406-044US1	P2000,0090 US N (RS/I	11/22/2002 10/296,195	
12406-045US1	P2000,0100 US N	BERTHOLD HAHN	11/25/2002 10/296,596
12406-047US1	P2000,0158 US N	Johannes Baur	2/3/2003 10/343,851
12406-064001	1995P2026 US N1	Klinger Hashuber	6/17/2002 10/173,055
12406-074002	1998P1998 US N1	Gunter Waitl	7/9/2003 10/616,070

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